IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

| CHRISTOPHER McCULLOUGH, #174909, |) | |
|----------------------------------|---|----------------------------|
| 71 1 100 |) | |
| Plaintiff, |) | |
| |) | |
| V. |) | CASE NO. 3:05-CV-1163-WKW- |
| |) | SRW (WO) |
| CHAMBERS COUNTY SHERIFF'S |) | |
| DEPARTMENT, et al., |) | |
| |) | |
| Defendants. |) | |
| | | |

ORDER

On January 6, 2006, the Magistrate Judge filed a Recommendation (Doc. # 4) in this case. The plaintiff did not file an objection.

After an independent and de novo review of the record, it is the ORDER, JUDGMENT and DECREE of the court that:

- 1. The Recommendation of the Magistrate Judge (Doc. # 4) is ADOPTED.
- 2. Defendant Chambers County Sheriff's Department is DISMISSED as a party to this action.
- 3. This case with respect to the remaining defendants is referred back to the Magistrate Judge for additional proceedings.

DONE this the 13th day of March, 2006.

/s/ W. Keith Watkins UNITED STATES DISTRICT JUDGE